

MEMORANDUM OF OIL AND GAS LEASE

BOOK **669** PAGE **278**

TriEnergy, Inc.  
West Virginia

The undersigned Retta Wayne, a married woman dealing in sole and separate property, Lois Dowler, a married woman dealing in sole and separate property, Raymond W. Woods, a married man dealing in sole and separate property, Richard Wiley Woods, a married man in sole and separate property, Raymond Brown, a married man dealing in sole and separate property, Eric W. Brown, a married man dealing in sole and separate property, Christopher Brown, a married man dealing in sole and separate property, and Kevin M. Brown, a married man dealing in sole and separate property as Lessor and TriEnergy, Inc. P.O. Box 89, Sewickley, PA 15143, as Lessee, entered into an Oil and Gas Lease as of the 13th

day of February, 2008. Said lease covers all that certain tract of land situate in the District of Clay in Marshall

County, West Virginia bounded and described generally as follows:

On the North by: 4-4-35 and 4-4-61  
On the East by: 4-4-62.4 and 4-4-61  
On the South by: 4-4-61 and 4-4-53.8  
On the West by: 4-4-36 and 4-4-53.1

Tax Parcel No(s): 4-4-61.1 (51.97 acres) and 4-4-53 (21.43 acres)

containing 73.4 acres, more or less, being the same land conveyed by The Last Will and Testament of Hazel J.

Woods and recorded in the records of said county in Book(s) 66, Page(s) 651

Under the terms of the aforesaid lease, the said property was leased by Lessor to Lessee for a term of Three (3) years from the date thereof and so long thereafter as oil or gas are produced from said land in paying quantities or the lease is otherwise maintained pursuant to the provisions thereof. Under the terms of said lease, the Lessee has a first option to renew the lease for a further like term, which option must be exercised within sixty (60) days of the expiration of said lease.

Dated: February 13, 2008.

WITNESS:

_____	_____ (SEAL)
_____	RETTA WAYNE
_____	_____ (SEAL)
_____	LOIS DOWLER
_____	_____ (SEAL)
_____	RAYMOND W. WOODS
<u>Brandi Ruckman</u>	<u>Richard W. Woods</u> (SEAL)
_____	RICHARD WILEY WOODS
_____	_____ (SEAL)
_____	RAYMOND BROWN
_____	_____ (SEAL)
_____	ERIC W. BROWN
_____	_____ (SEAL)
_____	CHRISTOPHER BROWN
_____	_____ (SEAL)
_____	KEVIN M. BROWN

INDIVIDUAL ACKNOWLEDGEMENT

State of West Virginia )  
County of Marshall ) ss:

On the 24th day of January in the year 2008, before me, the undersigned, a Notary Public in and for said state, personally appeared Richard W. Woods, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

My Commission Expires: October 10, 2011  
OFFICIAL SEAL  
NOTARY PUBLIC  
STATE OF WEST VIRGINIA  
KAREN S. ZERVOS  
State Farm Insurance  
800 Lafayette Avenue  
Moundsville, West Virginia 26041  
My Commission Expires Oct. 10, 2011

Karen S. Zervos  
Notary Public

JAN PEST  
MARSHALL County 02:06:38 PM  
Instrument No 1253988  
Date Recorded 06/12/2008  
Document Type O&G  
Book-Page 669-278  
Recording Fee \$5.00  
Additional \$6.00

Prepared by:  
Gray Montague  
TriEnergy, Inc., P.O. Box 89, Sewickley, PA 15143

Approved by: \_\_\_\_\_

STATE OF WEST VIRGINIA, MARSHALL COUNTY, SCT.:

I, JAN PEST, Clerk of the County Commission of said County, do hereby certify that the annexed writing, bearing date on the 13th day of February 2008 was presented for and by me, admitted to record in my office upon the above certificate as to the parties therein named this 12th day of June 2008 at 2:08 o'clock P.

TESTE: Jan Pest \_\_\_\_\_ Cle